IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE ELEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 2359 of 2005

Between:

J.Guruvareddy, S/o.Late Lakshmana Reddy,
R/o.Thanapalle village, Tirupathi Rural Mandal,
Chittoor District.

... PETITIONER

AND

1 The District Collector, Chittoor District at Chittoor.
2 The Revenue Divisional officer, Tirupati Revenue Division, Tirupati, Chittoor District.
3 The Mandal Revenue officer, Tirupati Rural Mandal, Chittoor District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction, more particularly a writ in the nature of Mandamus, declaring the action of the respondents in trying to dispossess the petitioner from the land situate in S.NO.244/1 to an extent of Ac.3.40 cents of Thanepalli village of Tirupathi Rural Mandal in Chittoor District without following the due procedure of law, and without even putting the petitioner on notice, as being illegal, arbitrary and violative of principles of natural justice and fair play besides violative of Articles 14, 21 and 300-A of the Constitution of India, and consequently direct the respondents not to interfere with peaceful possession and enjoyment of the petitioner of his agricultural land situate in S.No.244/1 to an extent of Ac.3.40 cents of Thanepalli village of Tirupathi Rural Mandal in chittoor District.

Counsel for the Petitioner: MR.D.SESHADRI NAIDU

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following:

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for the respondents.

Keeping in view the specific plea of the petitioner that the land in question to an extent of Ac.3.40 cents in Sy.No.244/1 of Thanepalli Village of Tirupathi Rural Mandal in Chitoor District, was assigned to him in the year 1981, pattedar pass book was also granted in his favour and he is in continuous possession and enjoyment of the same, I deem it appropriate to dispose of the writ petition with a direction to the respondents not to interfere with the possession and enjoyment of the petitioner without following due process of law.

The Writ Petition is accordingly disposed of. No order as to costs.

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G. ROHINI, J

Dated: 11-02-2005

LSK

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER.

To

1 The District Collector, Chittoor District at Chittoor.
2 The Revenue Divisional officer, Tirupati Revenue Division, Tirupati, Chittoor District.
3 The Mandal Revenue officer, Tirupati Rural Mandal, Chittoor District.

4 Two C.Cs. to the Government Pleader for Revenue, High Court Buildings, Hyderabad. (O.U.T.)

5 Two C.D. copies.